GOVERNMENT OF INDIA
PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS
LOK SABHA

UNSTARRED QUESTION NO:3539
ANSWERED ON:22.12.2004
PAYMENT OF PENSION
Bansal Shri Pawan Kumar

Will the Minister of PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS be pleased to state:

(a) whether OM dated December 17, 1998 had directed that no pensioner irrespective of the date of his retirement would be paid pension less than the minimum admissible to him at the minimum of the revised scale of pay for the post held by him before retirement;

(b) if so, the details thereof;

(c) whether the issuance of subsequent OM No. 45-86/97-P&PW

(a) dated 11 May, 2001 has led to denial of aforesaid benefit to the pensioners of Survey of India and various Central Engineering Services;

(d) if so, the reasons therefor; and

(e) the rationale behind issuance of the second OM and the contradiction between the two in details?

Answer

MINISTER OF STATE IN THE MINISTRY OF PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS AND MINISTER OF STATE IN THE MINISTRY OF PARLIAMENTRY AFFAIRS.(SHRI SURESH PACHOURI)

(a): Vide OM No. 45/10/98-P&PW(A) dated 17.12.1998, Government decided that w.e.f. 1.1.96, pension of all pensioners irrespective of their date of retirement shall not be less than 50% of the minimum in the revised scale of pay introduced w.e.f. 1.1.96 of the post last held by the pensioner.

(b) to (d): The clarifications were sought by Ministries/Departments of Government of India about the actual connotation of the `post last held` by the pensioner at the time of his/ her superannuation, as contained in OM dated 17.12.1998. This clarification was issued by the Government vide O.M. No. 45/86/97-P&PW(A) (Pt.) dated 11th May 2001 to mean that `pension of all pensioners irrespective of their date of retirement shall not be less than 50% of the minimum of the corresponding scale as on 1.1.96 of scale of pay held by the pensioner at the time of superannuation/ retirement`. The other provisos of the O.M. dated 17.12.1998 remain unchanged.

(e): the rationale behind issuance of OM dated 11.5.2001 was to clarify that pension should be related to the scale of pay held by the pensioner revised as on 1.1.96 by the 5th Pay commission and not the scale of the post last held by the pensioner at the time of retirement which was revised periodically by the Pay Commission with prospective effect.